(3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR CHHATTISGARH

M.A. 627 /2002

APPELLANT
APPLICANTS

1. Nembai W/o. Dhansai aged 40 years
2. Chandram. S/o. Dhansai aged 21 years
3. Dhawaja Bai D/o. Dhansai aged 15 years
4. Minor Chandra Prakesh S/o. Dhansai aged 17 years
   No. 4 Through guardian mother. Nembai W/o. Dhansai R/o. Village Chhawari Bhata Police Station Chandrapur, Tahsil Dabra, Distt. Janjgir Champa(C.G.)

P. R. No. 1660/02
Presented by Shri ... Advocate
dated 19.02.02

VERSUS

RESPONDENTS
NON – APPLICANTS

1. Harpal Singh S/o. Karnail Singh aged 45 years, C/o. Rachi Bombay Road Ways, Ratu Road, Thana Sukhdeo Nagar Ranchi (Jharkand)
2. Tej singh S/o. Rajendra Singh Occupation – Driver, aged 40 years, C/o. Ranchi Bombay Road Ways, Ratu Road ,Thana Sukhdeo Nagar, Ranchi (Jharkand)
3. The United India Insurance Company Ltd. White House Road Madras, Divisional Office, Khachari Road Raipur (C.G.)
4. Sultan Ahmed S/o. Kamaluddin R/o. Maudapara Raipur (C.G.)
5. The New India Assurance Company Ltd. Urla Road Raipur (C.G.)

ENHANCEMENT OF AWARD AMOUNT PASSED IN M.A.C.C. NO. 7/92 BY M.A.C.T. SAKTI, DISTT. JANJGIR- CHAMPA (C.G.) ON 30/04/2002

CLAIM BEFORE THE TRIBUNAL	RS. 8,85,000/-
CLAIM AWARDED	RS. 1,06,000/-
CLAIM IN APPEAL	RS. 2,64,000/-

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HIGH COURT OF CHHATTISGARH : BILASPUR
(LOK ADALAT)

MISCELLANEOUS APPEAL NO. 627 of 2002

Appellants : Nembai & others

Versus

Respondents: Harpal Singh & others

(Arising out of Claim Case No. 7 of 1992)

02.01.2007

Shri Roshan Dubey, counsel for the appellants.

None for respondents No. 1, 2, 4 & 5.

Shri JN Mandal, Branch Manager, United India Insurance Company Limited with Shri JK Gupta, counsel for respondent No.3.

In terms of compromise, award is passed as below:-

1) In addition to compensation already awarded by the Tribunal, respondent No.3 shall pay Rs.60,000/- (Rupees sixty thousand only) to the appellants.
2) For disbursement and deposit in FDR, the direction and ratio adopted by the Tribunal, if any, shall follow.
3) The amount, if any, kept in deposit with Bank shall be payable under the orders of Tribunal in accordance with law.
4) Appellants shall be entitled to receive interest on the amount so deposited, if any.
5) In view of the above, appeal against respondents No.1, 2, 4 & 5 stands dismissed.
6) Out of the above amount, Rs.600/- (Rupees six hundred only) shall be paid to counsel for the appellants directly by the Insurance Company towards counsel fee.
7) If the amount awarded is not deposited within a period of one month, the Insurance Company shall be liable to pay interest at the rate of 9% per annum thereafter.
8) Copy of the award shall be given to the parties free of cost.

Sd/-
Justice V.K. Shrivastava
Member- Lok Adalat
High Court of Chhattisgarh
Bilaspur

Sd/-
Member – Lok Adalat
High Court of Chhattisgarh
Bilaspur

padma